

**CITY COUNCIL MEETING
MARCH 4, 2003**

Date & Time	On the 4 th day of March, A.D., 2003, the City Council of the City of Fort Worth, Texas, met in regular session at 7:13 p.m. in the City Council Chamber, 1000 Throckmorton, with the following members and officers present:
Attendance	Mayor Kenneth Barr; Mayor Pro tempore Ralph McCloud; Council Members Jim Lane, Chuck Silcox, Becky Haskin, Frank Moss, Clyde Picht, Jeff Wentworth, and Wendy Davis; City Manager Gary Jackson; City Attorney David Yett; City Secretary Gloria Pearson. With more than a quorum present, the following business was transacted:
Invocation	The invocation was given by Reverend A. V. Fisher, Salem Missionary Baptist Church.
Pledge	The Pledge of Allegiance was recited.
Minutes	On motion of Council Member Lane, seconded by Council Member Haskin, the minutes of the regular meeting of February 25, 2003, were approved unanimously.
Special Presentations	<p>Mayor Pro tempore McCloud presented a Proclamation for Nutrition Month to Dr. Mark Koch, a representative of the American Cancer Society.</p> <p>Council Member Wentworth presented a Proclamation for Entrepreneur Month to Catherine Simpson, Director of the Women's Business Center.</p> <p>Council Members Haskin and Davis presented Proclamations to the 2003 Outstanding Women in Fort Worth.</p> <p>Members of the Cowtown Opry performed two musical selections to commemorate Texas Independence Day. Council Member Lane expressed appreciation to the ensemble for the entertainment at the Council Meeting and introduced Ms. Jean Marlow, founder of the Cowtown Opry.</p> <p>Soni Fair, Chair of Bandung Committee, Fort Worth Sister Cities International presented delegates from Bandung, Indonesia. A member of the delegation expressed appreciation to the City of Fort Worth and their host families for the hospitality during their visit. He also presented a gift to the City from Bandung.</p>

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- Announcements** Council Member Silcox announced that a public hearing on the Arbor Bend Villa Apartments would be conducted March 6, 2003, at 6:00 p.m. at Oakmont Elementary School. He stated that this development specifically affected the communities of Park Palisades, Hulen Bend, Oakmont Meadows, Quail Ridge, Quail Ridge II, Mira Vista, and Vista Ridge and that anyone interested should attend.
- Withdrawn from Consent Agenda** City Manager Jackson requested that Mayor and Council Communication No. G-13905 be withdrawn from the consent agenda.
- Continued/Withdrawn By Staff** City Manager Jackson requested that Mayor and Council Communication No. G-13905 be withdrawn and that G-13906 be continued until March 18, 2003.
- Consent Agenda** On motion of Council Member Moss, seconded by Council Member Davis, the consent agenda, as amended, was adopted unanimously.
- Appointments** Council Member Moss made a motion, seconded by Mayor Pro tempore McCloud, to appoint Bevelia Curley to Place 5 on the Fort Worth Commission on the Status of Women, effective March 4, 2003, and with a term expiring October 1, 2003. The motion carried unanimously.
- OCS-1334 Claims** There was presented Mayor and Council Communication No. OCS-1334 from the Office of the City Secretary recommending that the City Council refer notices of claims regarding alleged damages and/or injuries to the Finance/Risk Management Department. It was the consensus of the City Council that the recommendation be adopted.
- G-13881 Verify Historic Site Tax Exemption** There was presented Mayor and Council Communication No. G-13881, dated February 18, 2003, from the City Manager recommending that the City Council approve the applications from seven property owners for verification of the Historic Site Tax Exemption for 6513-15 East Lancaster Avenue, 6517 East Lancaster Avenue, 1514 6th Avenue, 1420 Hurley Avenue, 1905 Alston Avenue, 2108 Harrison Avenue, and 2001 Queen Street. Council Member Davis made a motion, seconded by Council Member Moss, that the recommendation be adopted. The motion carried unanimously.

**G-13882
Partial Approval
of Historic Site
Tax Exemption**

There was presented Mayor and Council Communication No. G-13882, dated February 18, 2003, from the City Manager recommending that the City Council approve the applications from 12 property owners for partial approval of the Historic Site Tax Exemption for properties located at 1420 Hurley Avenue, 1925 Hurley Avenue, 1200 East Lancaster Avenue, 1324 East Lancaster Avenue, 1725 5th Avenue, 1012 Hawthorne Avenue, 1905 Alston Avenue, 2315 Mistletoe Avenue, 1138 Clara Street, 1200 Mistletoe Drive, 2108 Harrison Avenue, and 1208 Elizabeth Boulevard. Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the recommendation be adopted. The motion carried unanimously.

**G-13903
Waive
Development
Fees for
Improvements to
Public
Transportation
System Facilities**

There was presented Mayor and Council Communication No. G-13903 from the City Manager recommending that the City Council consider waiver of development related fees, not to exceed \$10,000.00 for the expansion of facilities related to the public transportation facilities. It was the consensus of the City Council that the recommendation be adopted.

**G-13904
Ord. #15470
Project &
Financing Plan
for Tax
Increment
Reinvestment
Zone #6
(Riverfront TIF)**

There was presented Mayor and Council Communication No. G-13904 from the City Manager recommending that the City Council adopt Ordinance No. 15470 approving the Project and Financing Plan for Tax Increment Reinvestment Zone No. 6, City of Fort Worth, Texas (Riverfront TIF); making various findings related to such plan; clarifying the powers of the Board of Directors of the Zone. It was the consensus of the City Council that the recommendation be adopted.

**G-13905
Withdrawn**

It was the consensus of the City Council that Mayor and Council Communication No. G-13905, Temporary Closure of North Beach Street Between Alta Vista Road and Heritage Trace Parkway, be withdrawn.

**G-13906
Continued Until
March 18, 2003**

It was the consensus of the City Council that Mayor and Council Communication No. G-13906, Revision of the 2003 State Legislative Program: Adoption of the TML Legislative Program as Part of the City's Program, be continued until March 18, 2003.

**G-13907
Installation of
Street Lights &
Street Name
Signs**

There was presented Mayor and Council Communication No. G-13907 from the City Manager recommending that the City Council authorize the City Manager to approve funds for City participation for the installation of street lights and street name signs for the following areas pursuant to the amended Community Facilities Agreements Policy of March 20, 2001:

<u>DEVELOPER</u>	<u>PROJECT</u>
Willow Wood L.P. Harvest Ridge, L.P.	Willow Wood Addition Harvest Ridge Addition, Phase 2A
KB Home	Hidden Meadows Addition, Phase 2
D.R. Horton Texas, Ltd.	Alexandria Meadows Addition, Phase I
Centex Homes	Harriet Creek Ranch Addition, Phase 3
Scott Communities Developer, L.P. RH of Texas Limited Partnership VLMC, Inc.	Lago Vista Addition, Phase 1B Heritage Glen Addition, Section II Summer Creek South Addition
Hillwood Alliance Residential Standard Pacific of Texas, L.P. Engle Homes/Texas, Inc.	Heritage Addition, Phase 2D, Section 1 Heritage Addition, Phase 3D-C, Section 1 Heritage Addition, Phase 3D-B, Section 1A
Hillwood Residential Services, L.P. M&C Development, Ltd.	Trace Ridge Parkway at Heritage Marine Creek Ranch, Section 1

Council Member Lane made a motion, seconded by Council Member Moss, that the recommendation be adopted. The motion carried unanimously.

**G-13908
Ord. #15471
Monetary
Donations & Use
of Funds by Fire
Safety Education
Trust**

There was presented Mayor and Council Communication No. G-13908 from the City Manager recommending that the City Council:

1. Accept a monetary donation in the amount of \$1,000.00 from the Wal-Mart Foundation and a donation in the amount of \$300.00 from the Fort Worth Chapter of Credit Unions C/O Member Preferred FCU; and

- 2. Adopt Appropriation Ordinance No. 15471 increasing estimated receipts and appropriations in the Special Trust Fund in the amount of \$1,300.00 from available funds for the purpose of funding Fire Safety Education activities.**

Council Member Davis made a motion, seconded by Council Member Silcox, that the recommendation be adopted with appreciation. The motion carried unanimously.

**G-13909
Reduce
Licensing Tag
Fee for Low-Cost
Rabies
Vaccination
Clinics**

There was presented Mayor and Council Communication No. G-13909 from the City Manager recommending that the City Council continue support of annual low-cost rabies vaccination clinics in Community Development Block Grant target areas and other low-income areas of the City by reducing the Public Health Department's licensing tag fee during FY2002-2003 from \$7.00 to \$4.00 during these vaccination clinics. Council Member Moss made a motion, seconded by Council Member Lane, that the recommendation be adopted. The motion carried unanimously.

**P-9751
Bulk Chlorine**

There was presented Mayor and Council Communication No. P-9751, dated February 18, 2003, from the City Manager recommending that the City Council amend the amount of Mayor and Council Communication No. P-9681 dated October 1, 2002, for bulk chlorine from Altivia for the Water Department for an additional amount of \$69,019.95. Council Member Lane made a motion, seconded by Council Member Haskin, that the recommendation be adopted. The motion carried unanimously.

**P-9762
Hand Tools**

There was presented Mayor and Council Communication No. P-9762 from the City Manager recommending that the City Council authorize a one-time purchase of hand tools from multiple vendors for the Water Department based on the low bid of unit prices meeting specifications for a total amount not to exceed \$29,424.55 with payment due 30 days after receipt of the invoices. It was the consensus of the City Council that the recommendation be adopted.

**P-9763
Opticom Parts**

There was presented Mayor and Council Communication No. P-9763 from the City Manager recommending that the City Council authorize a purchase agreement for Opticom parts with the Houston Galveston Area Council for the Transportation and Public Works Department; and authorize this agreement to begin March 11, 2003, and expire March 10, 2004, with options to renew for two additional one-year periods. It was the consensus of the City Council that the recommendation be adopted.

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| P-9764
Advertisements | There was presented Mayor and Council Communication No. P-9764 from the City Manager recommending that the City Council approve the purchase of advertisements from the <u>Fort Worth Star-Telegram</u> for the solid waste education campaign at a cost not to exceed \$84,060.00. It was the consensus of the City Council that the recommendation be adopted. |
| P-9765
Health Risk
Screening
Services | There was presented Mayor and Council Communication No. P-9765 from the City Manager recommending that the City Council authorize a one-time purchase of health risk screening services for the Healthy Challenge Employee Wellness Program scheduled for March 18 through 27, 2003, with Covertek, Inc. based on the low bid meeting specifications. Council Member Davis made a motion, seconded by Council Member Lane, that the recommendation be adopted. The motion carried unanimously. |
| L-13512
Pipeline
Crossing
Agreement for
Sanitary Sewer
Main
Replacements,
Contract 2002A | There was presented Mayor and Council Communication No. L-13512 from the City Manager recommending that the City Council authorize the City Manager to enter into a pipeline crossing agreement with Union Pacific Railroad Company at milepost 247.56, Dallas Subdivision, Tarrant County, Texas, for sanitary sewer main replacement, Contract 2002A, in southeast Fort Worth, Sanitary Sewer Rehabilitation Contract LV (55) (DOE 3569), for a one-time cost of \$7,210.00. It was the consensus of the City Council that the recommendation be adopted. |
| L-13513
Lease
Agreement for T-
Hangar Unit 24S-
4 at Fort Worth
Meacham
International
Airport | There was presented Mayor and Council Communication No. L-13513 from the City Manager recommending that the City Council authorize the City Manager to execute a T-Hangar Lease Agreement with Classic Aero for T-Hangar Unit 24S-4 at Fort Worth Meacham International Airport. It was the consensus of the City Council that the recommendation be adopted. |
| L-13514
Waiver of
Permanent
Encroachment
Application Fee | There was presented Mayor and Council Communication No. L-13514 from the City Manager recommending that the City Council approve a waiver of the permanent encroachment application fee for \$485.00 for the use of the public right-of-way for Ms. Deyla Guadiana. It was the consensus of the City Council that the recommendation be adopted. |

**PZ-2467
Ord. #15472
Utility Easement
Vacation
VA-03-006**

There was presented Mayor and Council Communication No. PZ-2467 from the City Manager recommending that the City Council adopt Ordinance No. 15472 vacating a portion of a 10-foot wide by 823-foot long utility easement located within Lots 2A and 2B, Block 3, B. Harris Addition, Fort Worth, Tarrant County, Texas. It was the consensus of the City Council that the recommendation be adopted.

**C-19495
TxDOT & Kwik
Water
Productions,
LLC**

There was presented Mayor and Council Communication No. C-19495 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with the State of Texas Department of Transportation (TxDOT); and authorize the City Manager to execute a contract with Kwik Water Productions, LLC to temporarily close one lane of the I-820 Service Road from 900 feet west of Marine Creek Parkway to 500 feet past Marine Creek Lake beginning Friday, June 13, 2003, until Sunday, June 15, 2003, from 8:00 a.m. to 10:00 p.m. each day. It was the consensus of the City Council that the recommendation be adopted.

**C-19496
Change Order #7
to CSC #27568 –
SRO General
Contracting, Inc.**

There was presented Mayor and Council Communication No. C-19496 from the City Manager recommending that the City Council authorize the City Manager to execute Change Order No. 7 to City Secretary Contract No. 27568 with SRO General Contractors, Inc. for the reconstruction of Evans Avenue from East Rosedale Street to Terrell Avenue in the amount of \$97,500.00 for a total contract amount of \$2,054,507.16. It was the consensus of the City Council that the recommendation be adopted.

**C-19497
Ord. #15473
Jackson
Construction,
Ltd.**

There was presented Mayor and Council Communication No. C-19497 from the City Manager recommending that the City Council:

1. Authorize the transfer of \$323,138.00 from the Water and Sewer Operating Fund to the Sewer Capital Project Fund; and
2. Adopt Appropriation Ordinance No. 15473 increasing estimated receipts and appropriations in the Sewer Capital Project Fund in the amount of \$323,138.00 from available funds for the purpose of funding a contract with Jackson Construction, Ltd. for Sanitary Sewer Rehabilitation M-503; and

- 3. Authorize the City Manager to execute a contract with Jackson Construction, Ltd. in the amount of \$288,516.00 and 45 working days for Sanitary Sewer Rehabilitation M-503.**

It was the consensus of the City Council that the recommendation be adopted.

**C-19498
Jackson
Construction,
Ltd.**

There was presented Mayor and Council Communication No. C-19498 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with Jackson Construction, Ltd. in the amount of \$219,954.00 for construction of a 16-inch water line to serve the RadioShack Riverfront Campus. It was the consensus of the City Council that the recommendation be adopted.

**C-19499
Ord. #15474
R. A.
Development,
Inc.**

There was presented Mayor and Council Communication No. C-19499 from the City Manager recommending that the City Council:

- 1. Authorize the transfer of \$517,056.00 from the Water and Sewer Operating Fund to the Water Capital Project Fund; and**
- 2. Adopt Appropriation Ordinance No. 15474 increasing estimated receipts and appropriations in the Water Capital Project Fund in the amount of \$517,056.00 from available funds, for the purpose of funding a contract with R. A. Development, Inc. for Water Replacement Contract 2000 STM-B; and**
- 3. Authorize the City Manager to execute a contract with R. A. Development, Inc. in the amount of \$459,606.00 for Water Replacement Contract 2000 STM-B.**

It was the consensus of the City Council that the recommendation be adopted.

**C-19500
Amendment #1
to CSC #27574 –
TranSystems
Corporation
Consultants**

There was presented Mayor and Council Communication No. C-19500 from the City Manager recommending that the City Council authorize the City Manager to execute Amendment No. 1 to City Secretary Contract No. 27574 with TranSystems Corporation Consultants in the amount of \$51,600.00 to provide additional design and survey services on the project, thereby increasing the contract amount to \$430,795.00. It was the consensus of the City Council that the recommendation be adopted.

**C-19501
Dirt-Tech
Excavation**

There was presented Mayor and Council Communication No. C-19501 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with Dirt-Tech

Excavation and Construction in the amount of \$180,298.57 for 75 working days for the River Bluff Detention Project. It was the consensus of the City Council that the recommendation be adopted.

**C-19502
Peachtree
Construction,
Ltd.**

There was presented Mayor and Council Communication No. C-19502 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with Peachtree Construction, Ltd. in the amount of \$617,615.00 for 65 working days for HMAC (hot mix asphaltic concrete) Surface Overlay 2003-10 at Various Locations. It was the consensus of the City Council that the recommendation be adopted.

**C-19503
Reed W. Pigman,
Jr. (Consent to
Assignment of
CSC #9749)**

There was presented Mayor and Council Communication No. C-19503 from the City Manager recommending that the City Council authorize the City Manager to execute a written consent to an assignment by Don Davis, d/b/a Don Davis Investments of all leasehold interests in lease site 18N at Fort Worth Meacham International Airport to Reed W. Pigman, Jr. It was the consensus of the City Council that the recommendation be adopted.

**C-19504
Trajen Flight
Support, L.P.**

There was presented Mayor and Council Communication No. C-19504 from the City Manager recommending that the City Council authorize the City Manager to execute a written consent to the execution of a Deed of Trust Lien by Trajen Flight Support, L.P., a Delaware Limited Partnership, in favor of Merrill Lynch Capital, a Division of Merrill Lynch Business Financial Services, Inc., a Delaware Corporation, on Trajen's lease sites at Fort Worth Meacham International Airport. It was the consensus of the City Council that the recommendation be adopted.

**C-19505
UnitedHealthcare
Insurance
Company**

There was presented Mayor and Council Communication No. C-19505 from the City Manager recommending that the City Council authorize the City Manager to renew the contract with UnitedHealthcare Insurance Company for administration for the City's self-funded group medical benefits program (including COBRA and Stop-Loss Insurance) effective January 1, 2003, through December 31, 2003. Council Member Davis made a motion, seconded by Council Member Haskin, that the recommendation be adopted. The motion carried unanimously.

**C-19506
Orinda Capital
Partners, L.P.**

There was presented Mayor and Council Communication No. C-19506 from the City Manager recommending that the City Council authorize an amendment to the Community Facilities Agreement with Orinda Capital Partners, L.P. in the amount of \$45,640.00 for the construction of two median openings on Mark IV Parkway to

serve Northbrook Addition. Council Member Lane made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

**C-19507
Ord. #15475
Oscar Renda
Contracting, Inc.**

There was presented Mayor and Council Communication No. C-19507 from the City Manager recommending that the City Council:

1. Authorize the transfer of \$1,341,061.00 from the Water and Sewer Operating Fund to the Commercial Paper-Water Fund in the amount of \$764,389.00 and the Commercial Paper-Sewer Fund in the amount of \$576,672.00; and
2. Adopt Appropriation Ordinance No. 15475 increasing estimated receipts and appropriations in the Commercial Paper-Water Fund in the amount of \$764,389.00 and in the Commercial Paper-Sewer Fund in the amount of \$576,672.00 from available funds, for the purpose of funding a contract with Oscar Renda Contracting, Inc. for water and sanitary sewer relocations and storm drain improvements on Rosedale Street (Forest Park Boulevard to 9th Avenue), Contract 2, Unit 1; and
3. Authorize the City Manager to execute a contract with Oscar Renda Contracting, Inc. in the amount of \$2,190,593.00 for water and sanitary sewer relocations and storm drain improvements on Rosedale Street (Forest Park Boulevard to 9th Avenue), Contract 2, Unit 1.

Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the recommendation be adopted. The motion carried unanimously.

**Citizen
Presentations
Phil Waigand**

Mr. Phil Waigand, 4810 Landrun Lane, Arlington, Texas, appeared before Council relative to D/FW Collaboration and a Communities Coming Together for a celebration to be held April 5, 2003.

George Barnes

Mr. George Barnes, 5317 Bonnell Avenue, appeared before Council and expressed concern about the lack of middle class housing construction within the Lake Como Community.

Adjournment

There being no further business, the meeting was adjourned at 7:58 p.m.